



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

JLP:ddj  
Docket No: 3991-00  
15 August 2000

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 15 August 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by CNO memorandum 5420 N130D1/0U0366 of 5 July 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



DEPARTMENT OF THE NAVY  
OFFICE OF THE CHIEF OF NAVAL OPERATIONS  
2000 NAVY PENTAGON  
WASHINGTON, D.C. 20350-2000

IN REPLY REFER TO

5420  
N130D1/OU0366  
5 July 2000

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF  
NAVAL RECORDS

Subj: COMMENT AND RECOMMENDATION IN THE CASE OF PETTY OFFICER  
[REDACTED]

Encl: (1) BCNR File 03991-00 with microfiche service record

1. The following provides comment and recommendation on Petty Officer Quiambo's petition.

2. N130 recommends deny Petty Officer [REDACTED]'s petition for an Enlistment Bonus (EB) of \$8,000 for the Nuclear Field (NF) Program.

3. [REDACTED] entered the Delayed Entry Program (DEP) on 08 October 1997 and signed an EB contract in the amount of \$3,250 for enlisting in the Nuclear Field (NF) Program and shipping to active duty service on 17 August 1998. In accordance with BUPERS message 212000Z AUG 97, (message in effect at the time Petty Officer [REDACTED] entered the DEP), a member entering the NF Program and shipping to active duty between June and September 1998, was eligible for EB at the award level of \$3,250. In his petition, Petty Officer Quiambo requests favorable action that will allow payment of the EB in the amount of \$8,000.

4. EB eligible ratings and award levels are announced by OPNAV (GENADMIN) messages. When a member enters the DEP and is offered EB, the message in effect on the day the contract is signed determines the amount of EB a member is eligible to receive. Petty Officer Quiambo is referencing an EB award announced by a subsequent EB message after he entered the DEP. His enlistment contract correctly states the authorized award level of \$3,250.

5. BCNR case file with microfiche service record is returned herewith as enclosure (1).

*Erik Cecil*

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Programs Branch